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NEWEGG INC. and NEWEGG NORTH
AMERICA INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ASETEK DANMARK A/S,

Plaintiff,

v.

NEWEGG INC. and NEWEGG NORTH
AMERICA, INC.,

Defendants.

CASE NO. 3:16-cv-07068-JST

**DECLARATION OF ROBERT F.
MCCAULEY IN SUPPORT OF
STIPULATION CONTINUING INITIAL
CASE MANAGEMENT CONFERENCE**

1 I, Robert F. McCauley, declare as follows:

2 1. I am an attorney licensed to practice in California and before this Court and am a
3 partner at Finnegan, Henderson, Farabow, Garrett & Dunner, LLP, counsel for Plaintiff Asetek
4 Danmark A/S (“Asetek”) in the above-entitled action. I submit this declaration in support of the
5 Stipulation Continuing the Case Management Conference. The matters stated herein are based upon
6 my personal knowledge, and if called as a witness, I could and would testify as to the following
7 statements:

8 2. The parties to this litigation have been and continue to be engaged in settlement
9 negotiations in an attempt to informally resolve this dispute.

10 3. I am lead counsel in another litigation for which the parties have agreed upon two
11 depositions during the week of March 15. For those depositions, one of the deponents must travel
12 from Italy to California, opposing counsel must travel from St. Louis to California, and one of the
13 deponents must travel from San Diego to the Bay Area. Given the travel and schedules of all
14 concerned, I must be present in Palo Alto for the full day of March 15, 2017, the date currently set
15 for the initial CMC in this action, for those depositions to proceed as planned.

16 4. Other than two requests by opposing counsel in this matter for additional time to
17 answer Asetek’s complaint, there have been no prior requests for extensions or schedule alterations
18 in this case. Granting the parties’ stipulation will not affect any Court dates in this action.

19 I declare under penalty of perjury that the foregoing is true and correct and that this
20 declaration was executed in Palo Alto, California.

21
22 Dated: March 3, 2017

Respectfully submitted,

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24 FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, LLP

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26 By: /s/ Robert F. McCauley
Robert F. McCauley
Attorneys for Plaintiff Asetek Danmark A/S
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